

84) will lead this Court to find in their favor. However, Plaintiffs' concern is that the sanctions Defendant issued will be lifted in Spring of 2023, that Defendant may then argue (though unsuccessfully) potential issues of mootness (only increasing fees in this matter), and Plaintiffs will not be able to regain rightful privileges for their upcoming Spring Semester.

As such, Plaintiffs file this Motion to Ascertain the Status of Plaintiffs' Motion for a Preliminary Injunction. Docket Entry No. 51. Should this Court ultimately grant Plaintiffs' Motion for Summary Judgment, halting the sanctions would undoubtedly have been done in the interest of justice. Should the Court ultimately grant Defendant's Motion for Summary Judgment, Defendant can simply "tack on" the months of the sanctions that remain after the decision is made and will suffer not any prejudice.

Accordingly, Plaintiffs file this Motion to Ascertain the Status of their pending Motions.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on November 9th, 2022, a copy of this Motion was filed electronically.

Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt as follows:

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